



US Army Corps
of Engineers
Portland District

PUBLIC NOTICE

for PERMIT APPLICATION

Issue Date: September 6, 2002

Expiration Date: October 7, 2002

Corps of Engineers Action ID: 2002-00249

30 Day Notice

Oregon Division of State Lands Number: 25313-RF

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached plan.

Comments: Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CENWP-OP-GP (Mr. Daniel Gresham, III)
P.O. Box 2946
Portland, Oregon 97208-2946

Applicant: Turner Energy Center LLC.
4160 Dublin Blvd.
Dublin, CA 94568-3139

Location: Wetlands adjacent to the Perrin Lateral, a tributary of the Santiam River, located in the Northeast quarter of Section 32, Township 8 South, Range 2 West, near Turner, Marion County, Oregon

Project Description: The applicant proposes to fill 4.59 acres of farmed wetlands to construct a Electrical energy-producing substation. The facility will consist of two natural gas fired F-technology combustion turbine generators, one condensing steam turbine generator in a combined-cycle configuration. A 115 KV electrical transmission line that connects with the PGE Turner Substation, a 230 KV electrical transmission line that connects with PacificCorp Transmission lines west of the site, and a natural gas line which will be connect with the Northwest Pipelines' interstate natural gas pipeline east of the site, and a railroad spur.

Purpose: To provide energy resource to be sold on the open market.

Drawings: Attached are five (5) drawings.

Additional Information: Additional information may be obtained from Mr. Daniel Gresham, III, (daniel.gresham.iii@uasce.army.mil) Project Manager, U.S. Army Corps of Engineers at (503) 808-4393.

Authority: This permit will be issued or denied under the following:

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

Water Quality Certification: A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

Section 404(b)(1) Evaluation: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

Public Hearing: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Endangered Species: Preliminary determinations indicate that the described activity will not affect endangered species, or their critical habitat designated as endangered or threatened, under the Endangered Species Act of 1973 (87 Stat. 844). Formal consultation under Section 7 of the Act is not required for the described activity.

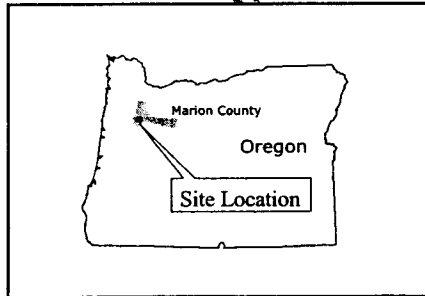
Cultural Resources: The described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. This notice has been provided to the State Historic Preservation Office.

Evaluation: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the described activity must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments

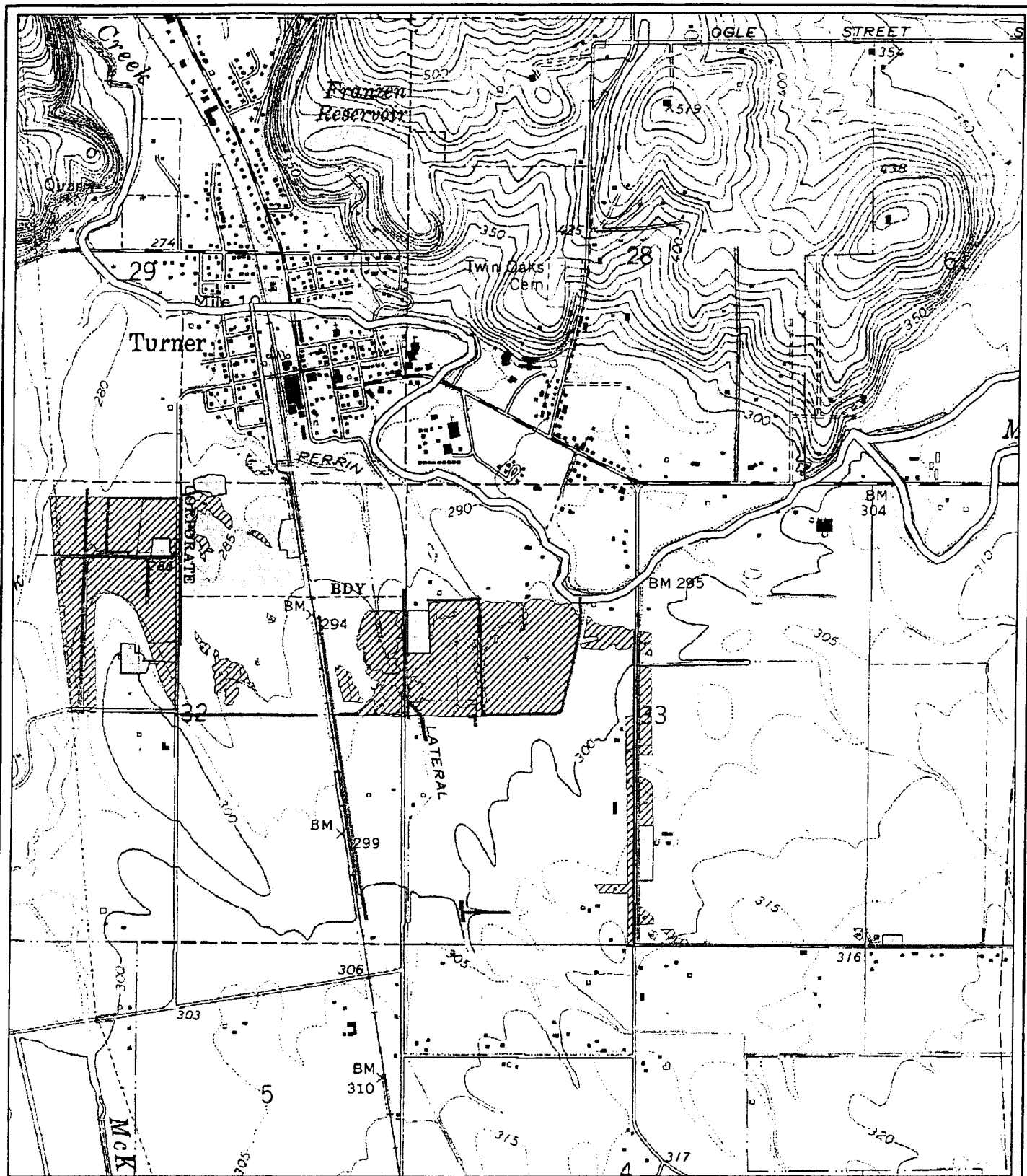
are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Additional Requirements: State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met, where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority, previously indicated, may be accomplished. Other local governmental agencies may also have ordinances or requirements which must be satisfied before the work is accomplished.



1 0 1 2 Miles

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Print Date: March 2002

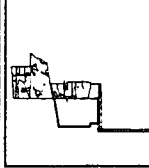


**Zia Engineering
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Consultants, Inc.**

755 S. Telshor Blvd., Suite E-12
Las Cruces, New Mexico 88011
(505) 532-1526 phone
(505) 532-1587 fax

**Calpine/Turner Energy Facility
Existing Conditions**

- Project site
- Ditch
- Wetlands
- Developed area



Data derived
from 7.5"
Turner, OR
USGS quad

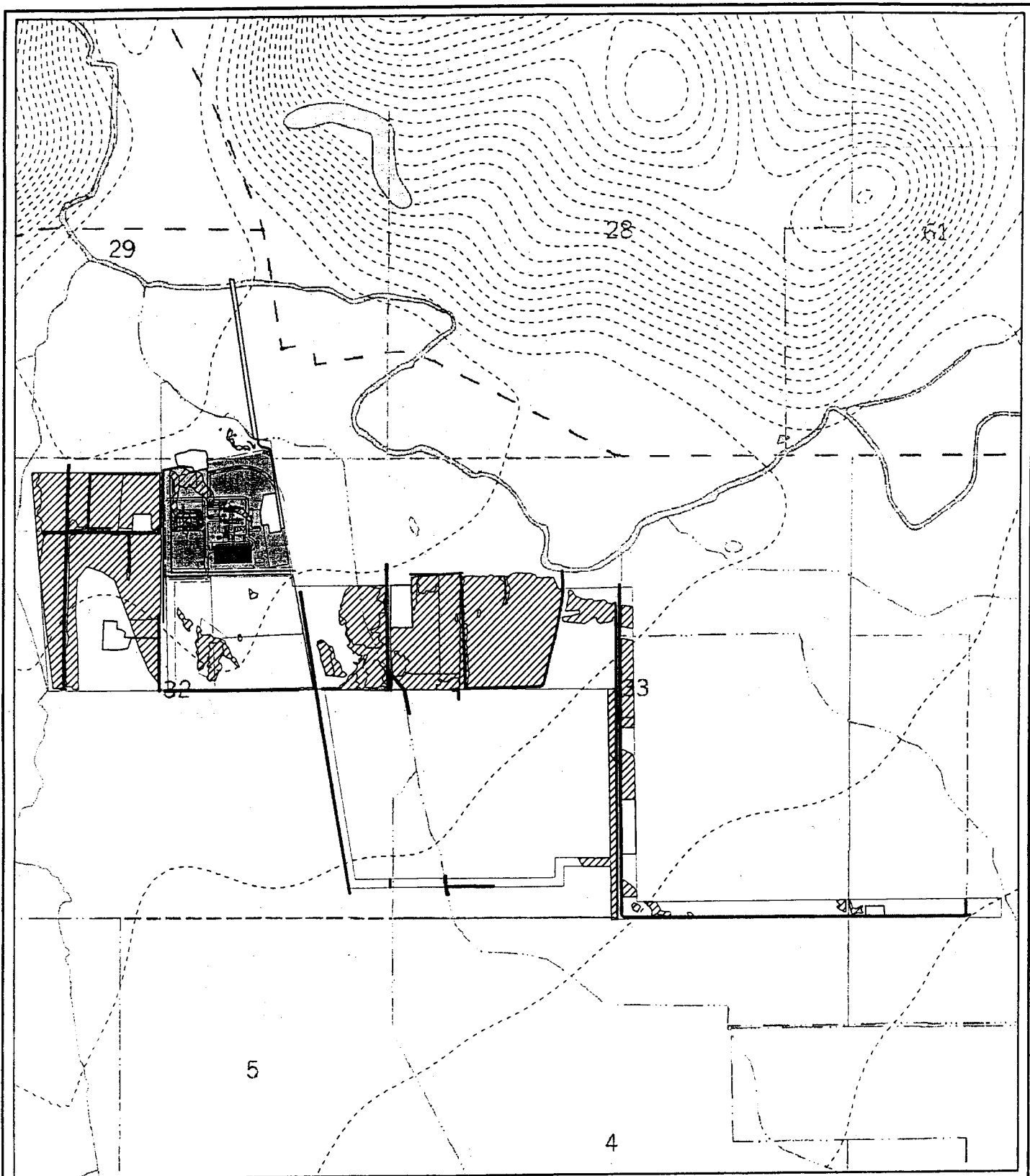


Project No.: Z01-016

Figure No.: 2

Date: 03-28-02

Feet
1,500
350
Meters

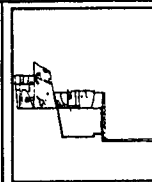


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**Calpine/Turner Energy Facility
Detailed Topography**

- Project site
- Ditch
- ▨ Wetlands
- Developed area
- 10 foot contour interval



Data derived
from 7.5'
Turner, OR
USGS quad

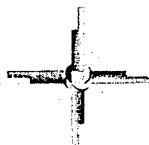
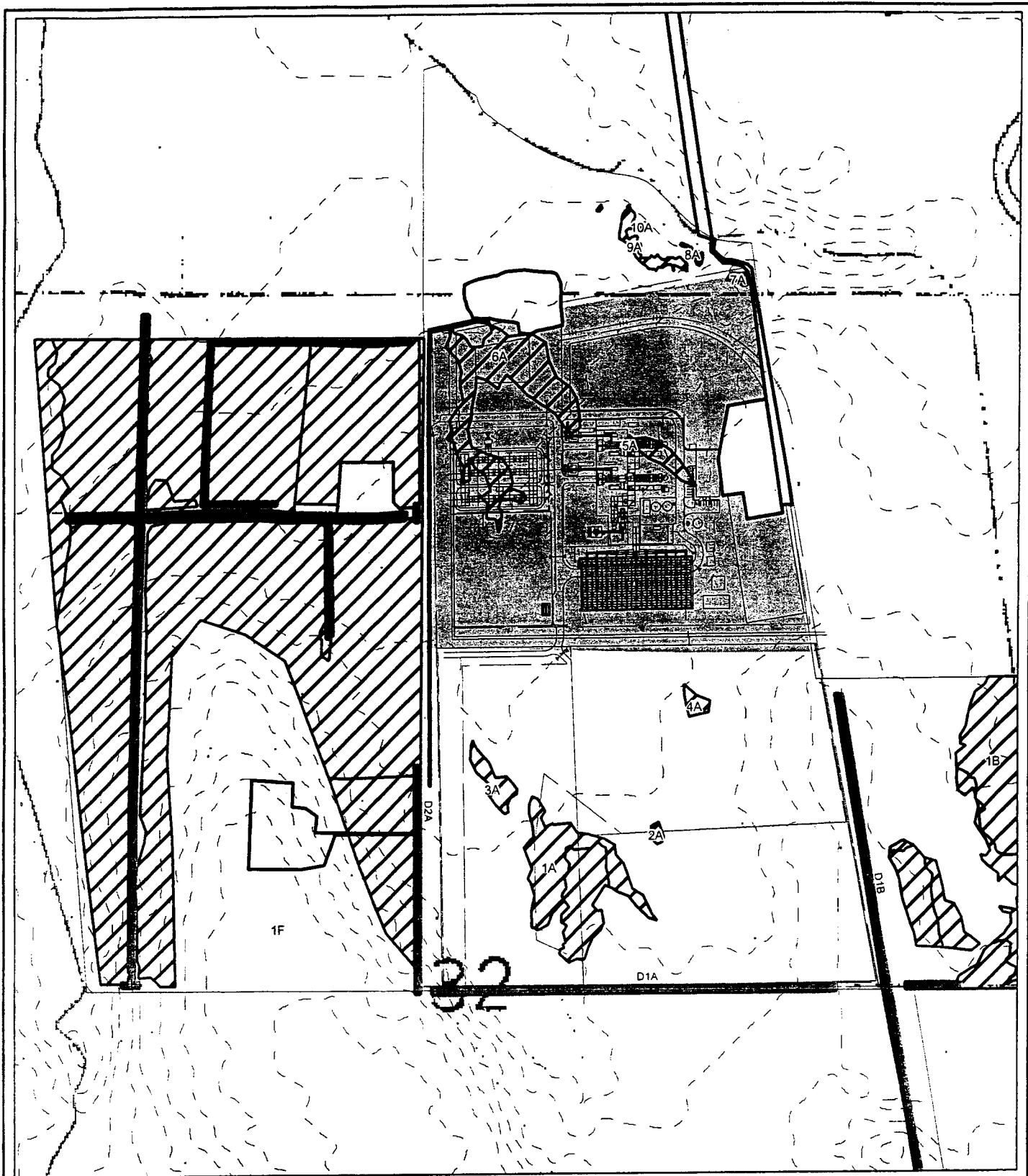


Project No.: Z01-016

Figure No.: **3**

Date: 03-28-02

Feet
1,500
375
Meters

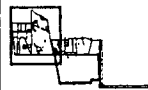


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**Calpine/Turner Energy Facility
Detailed Topography**

- Project site
- Ditch
- ▨ Wetlands
- Developed area
- 2 foot contour interval



Data derived
from 7.5'
Turner, OR
USGS quad

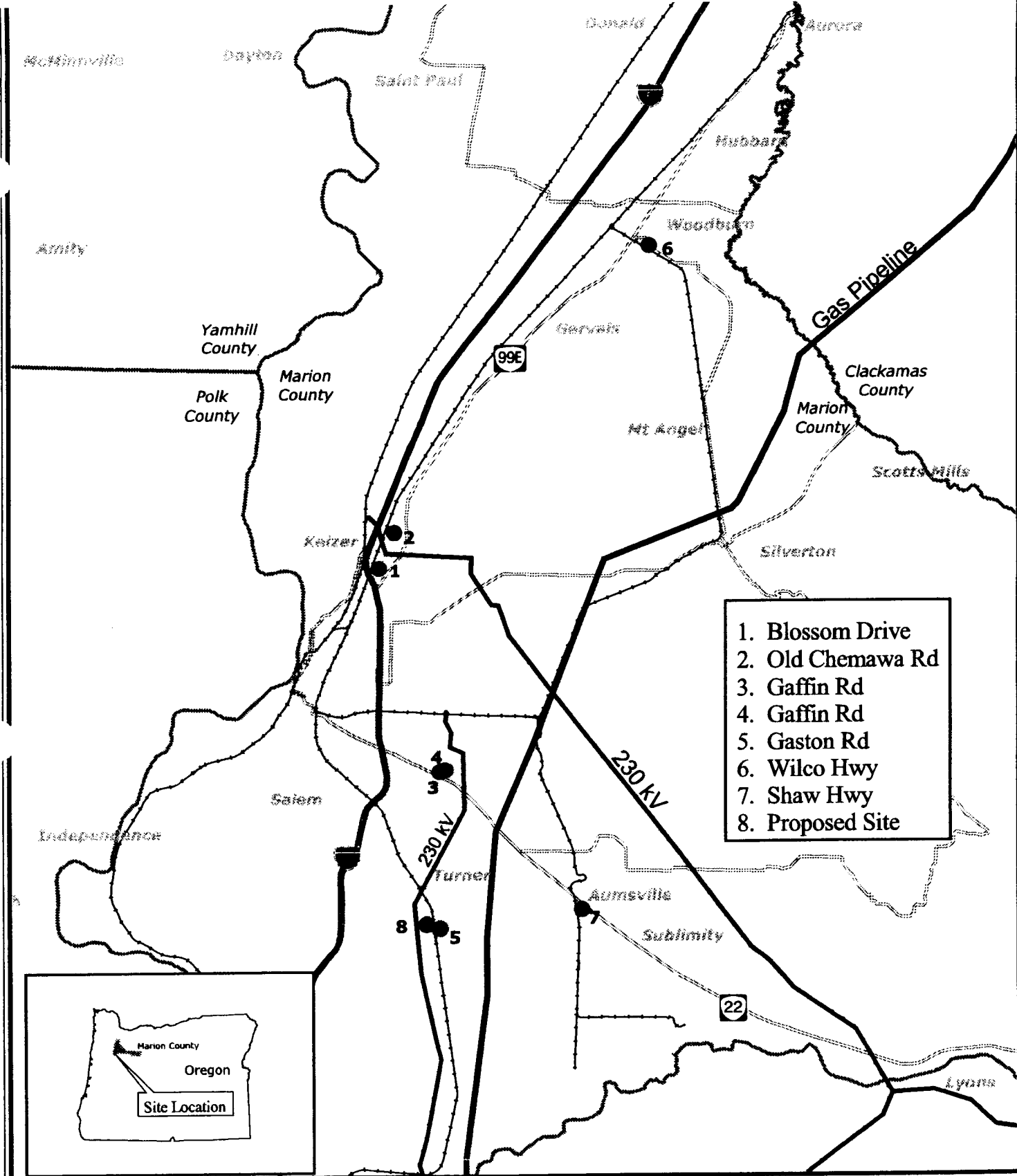


Project No.: Z01-016

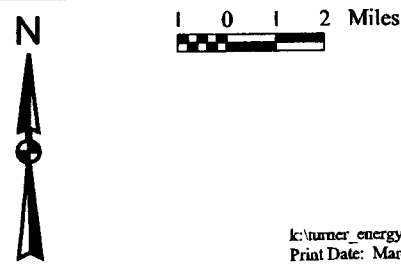
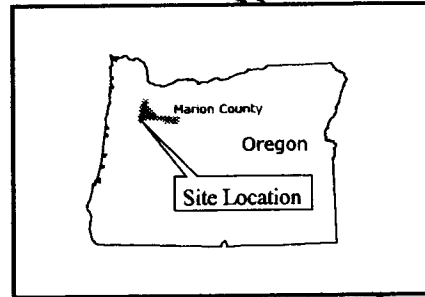
Figure No.: 4

Date: 03-28-02

Feet
500
120
Meters



1. Blossom Drive
2. Old Chemawa Rd
3. Gaffin Rd
4. Gaffin Rd
5. Gaston Rd
6. Wilco Hwy
7. Shaw Hwy
8. Proposed Site



Project # 52-965082NA.00	Turner Energy Center	Location Map Proposed Site and Alternatives	Figure 25
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Print Date: March 2002

PUBLIC NOTICE

Oregon Department of Environmental Quality

Water Quality 401 Certification

Corps of Engineers Action ID Number: 2002-00249
Oregon Division of State Lands Number: 25313-RF

Notice Issued: May 12, 2002
Written Comments Due: June 11, 2002

WHO IS THE APPLICANT: Turner Energy Center LLC

LOCATION OF CERTIFICATION ACTIVITY: See attached U.S. Army Corps of Engineers public notice

WHAT IS PROPOSED: See attached U.S. Army Corps of Engineers public notice on the proposed project

NEED FOR CERTIFICATION: Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

DESCRIPTION OF DISCHARGES: See attached U.S. Army Corps of Engineers public notice on the proposed project

WHERE TO FIND DOCUMENTS: Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, Water Quality Division, 811 S.W. 6th Avenue, Portland, Oregon 97204

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Alice Kavajecz at (503) 229-6962.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator, (503) 229-5845 or toll free within Oregon at 1-800-452-4011. People with hearing impairments may call DEQ's TTY at (503) 229-6993.

PUBLIC PARTICIPATION:

Public hearing: DEQ will provide opportunity for a public hearing for interested people to appear and submit written or oral comments on the proposed permit if:

- ☐ the submitted comments indicate significant public interest, or
- ☐ written requests from 10 or more persons are received, or
- ☐ an organization representing at least 10 persons requests a public hearing.

Written comments:

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on (full date). Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Program Coordinator, 811 S.W. 6th Avenue, Portland, Oregon 97204. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format. Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

WHAT HAPPENS NEXT: DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

ACCESSIBILITY INFORMATION: This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Public Affairs at (503) 229-5766 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.